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650 Town Center Drive, Suite 620
Costa Mesa, CA 92626-1825
Phone: (714) 708-8555
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**Birch, Stewart,
Kolasch & Birch, LLP**

Fax

To:	Examiner Frank Wei Min Lu	From:	Leonard R. Svensson
Fax:	(703) 872-9306	Pages:	3 including cover sheet
Phone:		Date:	April 26, 2005
Your Ref.:	Application No. 09/555,971	Our Ref.:	0147-0201P
Re:	Notice of Appeal	CC:	

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

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• **Comments:**

MS AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1634

PATENT
0147-0201

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: GUT, Ivo Glynne et al. Conf.: 8231
Appl. No.: 09/555,971 Group: 1634
Filed: November 14, 2000 Examiner: LU, Frank W.M.
For: Method for the Identification of Nucleic
Acid by Means of Electrospray Mass
Spectrometry

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 26, 2005

Sir:

Applicants hereby appeal to the Board of Appeals from the Office Action dated October 27, 2005 of the Primary Examiner twice rejecting claims 1-10 and 14-20.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

☒ The enclosed document is being transmitted via facsimile.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Office Action. Thus a fee of \$510.00 is required for the full period of the above-requested extension of time.

Appl. No. 09/555,971

☐ An extension of () month(s) for responding to the Office Action was previously requested and paid for on . Thus a fee of is required to obtain an additional () month(s) for filing the Notice of Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☐ Large entity - \$500.00

☒ Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$760.00.

Payment of the above TOTAL FEE is being made in the following manner:

☐ Check(s) in the amount of \$0.00 is/are enclosed.

☒ Please charge Deposit Account No. 02-2448 in the amount of \$760.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Certificate of Transmission
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On

April 26, 2005
Sandra B. Lewis
Signature
Typed or printed name of person signing certificate

LRS/SWG/sbp
0147-0201

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

for Leonard P. Stenstrom, #30,330
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

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